

AMENDED IN ASSEMBLY SEPTEMBER 2, 1997

AMENDED IN ASSEMBLY JULY 8, 1997

AMENDED IN ASSEMBLY JUNE 26, 1997

SENATE BILL

No. 1144

Introduced by Senator Rosenthal

February 28, 1997

An act to amend Section 19596 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor; *and declaring the urgency thereof, to take effect immediately as an urgency statute.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1144, as amended, Rosenthal. Satellite wagering: out-of-state races.

(1) Existing law permits the California Horse Racing Board to authorize an association conducting a racing meeting in this state to accept wagers on the results of certain out-of-state feature races and certain stakes races.

This bill would permit the board to additionally authorize a harness racing association in this state to accept wagers on races conducted by the racing association that conducts the Breeder's Crown Stakes, if the race is conducted on the same day as the Breeder's Crown Stakes and if the association in this state that accepts those wagers is then conducting a live racing meeting. The bill would also permit the board to additionally authorize a licensed quarter horse racing association that is conducting a live racing meeting in this state to accept wagers on races conducted by the racing association that conducts the

American Quarter Horse Racing Challenge, if the races are conducted on the same day as the American Quarter Horse Racing Challenge.

(2) Under existing law, all revenues distributed to the state as license fees from horseracing are required to be deposited in the Fair and Exposition Fund and are continuously appropriated to the Department of Food and Agriculture for various regulatory and general governmental purposes.

This bill would authorize additional wagering, and would increase the amount of continuously appropriated license fees, thereby making an appropriation. This bill would also result in a change in state taxes for the purpose of increasing state revenues within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of $\frac{2}{3}$ of the membership of each house of the Legislature.

(3) *This bill would declare that it is to take effect immediately as an urgency statute.*

Vote: $\frac{2}{3}$. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 19596 of the Business and
2 Professions Code is amended to read:

3 19596. (a) Notwithstanding any other provision of
4 law, the board may do any of the following:

5 (1) Authorize an association conducting a racing
6 meeting in this state to accept wagers on the results of
7 out-of-state feature races having a gross purse of at least
8 fifty thousand dollars (\$50,000) during the period the
9 association is conducting the racing meeting on days
10 when live races are being run.

11 (2) Authorize an association in this state to accept
12 wagers on any stakes race conducted by the racing
13 association that conducts the Kentucky Derby, the
14 Preakness Stakes, or the Belmont Stakes, if the stakes race
15 is conducted on the same day as the Kentucky Derby, the
16 Preakness Stakes, or the Belmont Stakes, and if the

1 association in this state that accepts those wagers is then
2 conducting a live racing meeting.

3 (3) Authorize a harness racing association in this state
4 to accept wagers on races conducted by the racing
5 association that conducts the Breeder's Crown Stakes, if
6 the race is conducted on the same day as the Breeder's
7 Crown Stakes and if the association in this state that
8 accepts those wagers is then conducting a live racing
9 meeting.

10 (4) Authorize a licensed quarter horse racing
11 association that is conducting a live racing meeting in this
12 state to accept wagers on races conducted by the racing
13 association that conducts the American Quarter Horse
14 Racing Challenge, if the races are conducted on the same
15 day as the American Quarter Horse Racing Challenge.

16 (5) Authorize the inclusion of wagers authorized
17 pursuant to this section in the parimutuel pools of the
18 out-of-state association that conducts the races on which
19 the wagers are placed.

20 (b) The board authorization may be granted under
21 this section only if both of the following conditions are
22 met:

23 (1) The authorization complies with federal laws,
24 including, but not limited to, Chapter 57 (commencing
25 with Section 3001) of Title 15 of the United States Code.

26 (2) Wagering is offered only within the racing
27 enclosure and only within seven days of the running of
28 the out-of-state feature race.

29 *SEC. 2. This act is an urgency statute necessary for the*
30 *immediate preservation of the public peace, health, or*
31 *safety within the meaning of Article IV of the*
32 *Constitution and shall go into immediate effect. The facts*
33 *constituting the necessity are:*

34 *In order to authorize racing associations to accept*
35 *wagers on races pursuant to this act as soon as possible, it*
36 *is necessary for this act to take effect immediately.*

